

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
Criminal Case No. CR 18-254 (ECT/LIB)

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
vs.)
)
MICHAEL PATRICK BUSHEY,)
)
Defendant.)

**DEFENDANT'S MOTION TO
SUPPRESS STATEMENT**

PLEASE TAKE NOTICE that Defendant Michael Patrick Bushey, through undersigned counsel, hereby moves the Court for an Order suppressing his statements from an interrogation of him by law enforcement agents on or about January 27, 2016. The grounds for this motion continuing the trial currently scheduled to begin on March 24, 2020. The grounds for this motion are that 1) Mr. Bushey was effectively in custody during the interview within the meaning of Miranda v. Arizona, 384 U.S. 436 (1966) and related cases, but not read his Miranda rights; and 2) Mr. Bushey's statement was not voluntary due to his mental health disabilities and the interrogator's knowledge and manipulation of Mr. Bushey's diminished capacity.

Dated: March 6, 2020

LAW OFFICE OF JORDAN S. KUSHNER

By s/Jordan S. Kushner
Jordan S. Kushner, ID 219307
Attorney for Defendant
431 South 7th Street, Suite 2446
Minneapolis, Minnesota 55415
(612) 288-0545